

Gibson	Jefferson
Good	Keefe
Greathouse	Quinn
Hardin	Scarborough
Hill	Wells
Hoskins	

Absent—Excused

Broyles	Reader
Padgett	Spears

INVITING HON. HAL SEVIER TO ADDRESS THE LEGISLATURE

The Speaker laid before the House, for consideration at this time, the following resolution:

S. C. R. No. 8, Inviting the Hon. Hal H. Sevier to address the Legislature.

Whereas, The President of these United States called into service a former member of the Texas Legislature to represent this country as Minister to the Republic of Chile; and

Whereas, For two years the Minister to Chile has rendered distinguished service, which has been recognized in Washington, as outstanding; and

Whereas, The Minister is now in Texas on a short visit, and the present Legislature has an opportunity of having him address them; now, therefore, be it

Resolved by the Senate of Texas, the House of Representatives concurring, That Hon. Hal H. Sevier, United States Minister to Chile, be, and is hereby, invited to address the Legislature at such time that will suit his convenience; and be it further

Resolved, That the Lieutenant Governor and Speaker of the House be, and they are hereby, authorized and directed to notify Hon. Hal H. Sevier of this resolution.

The resolution was read second time, and was adopted.

ADJOURNMENT

On motion of Mr. Fuchs, the House, at 10:55 o'clock a. m., adjourned until 10 o'clock a. m., tomorrow.

APPENDIX

STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills and resolutions, as follows:

Appropriations: House Bills Nos. 181, 230, and 249.

State Affairs: House Bills Nos. 29, 197, 208, 209, 210, 211, 212, 213, 214, 215, 216, 217, and House Concurrent Resolutions Nos. 8 and 11.

Education: House Bills Nos. 1 and 4.

Judiciary: House Bills Nos. 76, 90, 177, 201, and 185.

Federal Relations: House Concurrent Resolution No. 1.

Game and Fisheries: House Bills Nos. 3 and 26.

Municipal and Private Corporations: House Bills Nos. 42, 65, and 172.

The Committee on Appropriations filed an adverse report, with a minority favorable report, on House Bill No. 92.

REPORT OF THE COMMITTEE ON ENGROSSED BILLS

Committee Room,
Austin, Texas, January 23, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 55, A bill to be entitled "An Act abolishing and repealing the law of severance in all criminal cases in this State; repealing Articles 650, 651, 652, and 653 of the Code of Criminal Procedure of the State of Texas, as revised in 1925, and repealing Article 82 and Article 711, Penal Code of the State of Texas, as revised in 1925, and declaring an emergency,"

Has carefully compared same and finds it correctly engrossed.

HODGES, Chairman.

THIRTEENTH DAY

(Thursday, January 24, 1935)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Stevenson.

The roll was called, and the following members were present:

Mr. Speaker	Atchison
Adamson	Beck
Adkins	Bergman
Aikin	Bourne
Alexander	Bradbury
Alsup	Bradford
Ash	Broyles

Burton	Keefe
Butler of Brazos	King
Butler of Karnes	Knetsch
Cagle	Lange
Caldwell	Lanning
Calvert	Latham
Canon	Leath
Clayton	Lemens
Collins	Leonard
Colquitt	Lindsey
Colson	Lotief
Cooper	Lucas
Cowley	Luker
Craddock	Mauritz
Crossley	McCalla
Daniel	McConnell
Davis	McFarland
Davison of Fisher	McKee
Davisson	Moffett
of Eastland	Moore
Dickison	Morris
Dunagan	Morrison
Dunlap of Hays	Morse
Dunlap of Kleberg	Newton
Duvall	Nicholson
Dwyer	Olsen
England	Padgett
Fain	Palmer
Farmer	Patterson
Fisher	Payne
Fitzwater	Petsch
Ford	Pope
Fox	Quinn
Frazer	Reed of Bowie
Fuchs	Reed of Dallas
Gibson	Riddle
Glass	Roach of Hunt
Good	Roach of Angelina
Graves	Roane
Gray	Roark
Greathouse	Roberts
Hankamer	Rogers
Hardin	Russell
Harris of Archer	Rutta
Harris of Dallas	Scarborough
Hartzog	Settle
Head	Shofner
Herzik	Smith
Hill	Spears
Hodges	Stanfield
Hofheinz	Steward
Holland	Stinson
Hoskins	Stovall
Howard	Tarwater
Huddleston	Tennyson
Hughes	Thornton
Hunt	Tillery
Hunter	Venable
Hyder	Waggoner
Jackson	Walker
James	Wells
Jefferson	Westfall
Jones of Atascosa	Wood of Harrison
Jones of Falls	Wood of Montague
Jones of Runnels	Worley
Jones of Shelby	Young
Jones of Wise	Youngblood

Absent—Excused

Celaya

Reader

A quorum was announced present.

Prayer was offered by Rev. Geo. W. Coltrin, Chaplain.

LEAVES OF ABSENCE GRANTED

The following members were granted leaves of absence on account of important business:

Mr. Celaya for today, on motion of Mr. Tillery.

Mr. Reader for today and the balance of the week, on motion of Mr. Young.

HOUSE BILLS ON FIRST READING

The following House bills, introduced today, were laid before the House, read severally first time, and referred to the appropriate committees, as follows:

By Mrs. Moore, Mr. Thornton, Mr. Morse, Mr. Greathouse, and Mr. Reed of Dallas:

H. B. No. 265, A bill to be entitled "An Act amending Article 1583 of the Penal Code of Texas, 1925, relating to work and vacation of firemen and policemen in cities of more than 25,000 inhabitants and in cities of more than 30,000 inhabitants; providing penalties for violation of the provisions of this Act, and declaring an emergency."

Referred to Committee on Municipal and Private Corporations.

By Mr. Stanfield, Mr. Worley, Mr. Rogers, Mr. Tarwater, and Mr. Alexander:

H. B. No. 266, A bill to be entitled "An Act declaring the policy of the State with reference to the preservation of natural resources and protection of the rights of the owners of gas producing properties; defining certain terms used in this bill; declaring certain corporations to be public service utilities; authorizing the Railroad Commission of Texas to determine whether the supply of gas in any pool is in excess of the reasonable market demand and reasonable demand for gas reserves and authorizing the Commission to restrict the use of gas to light and fuel purposes in all fields where the supply is not in excess of the demand and where the supply is not in excess of

the reasonable requirements for reserve purposes, etc., and declaring an emergency."

Referred to Committee on Oil, Gas, and Mining.

By Mr. Stanfield, Mr. Worley, Mr. Rogers, Mr. Tarwater, and Mr. Alexander:

H. B. No. 267, A bill to be entitled "An Act limiting the purposes for which corporations may be chartered or may exist, and providing that certain corporations heretofore or hereafter chartered for dual purposes shall only engage in one business; providing that corporations created for the purpose of prospecting for and producing natural gas, and owning lands and leases, shall not engage in the business of constructing and maintaining and operating pipe lines and accessories thereto for the purpose of transporting natural gas within or without the State; and providing that corporations chartered for the construction and maintenance and operation of pipe lines and accessories shall not engage in the business of prospecting for and producing natural gas and owning lands and leases incident thereto, etc., and declaring an emergency."

Referred to Committee on Oil, Gas, and Mining.

By Mr. Youngblood, Mr. McKee, Mr. Jefferson, Mr. Farmer, and Mr. Nicholson:

H. B. No. 268, A bill to be entitled "An Act to amend Articles 1076, 1077, 1079, 1080, and 1081, of Revised Civil Statutes of 1925; and Article 122, Revised Criminal Statutes, 1925; defining terms 'plumber' and 'plumbing,' providing for the issuing of licenses by the Commissioner of Labor; providing for application of license fees; the payment of all fines collected, and declaring an emergency."

Referred to Committee on Labor.

By Mr. Wood of Harrison, Mr. Gibson, and Mr. Beck:

H. B. No. 269, A bill to be entitled "An Act to fix the salaries of county commissioners in counties with a population of not less than 48,500 and not more than 49,000, according to the last Federal Census, and declaring an emergency."

Referred to Committee on Counties.

By Mr. Palmer, Mr. Huddleston, and Mr. Ash:

H. B. No. 270, A bill to be entitled "An Act to amend Article 1659, Chapter 6, Title 19, of the Revised Criminal Statutes of the State of Texas, 1925, relating to separate coaches for the accommodation of white and negro passengers so as to include commercial motor vehicles within the terms of the Act, and declaring an emergency."

Referred to Committee on Highways and Motor Traffic.

By Mr. Palmer, Mr. Huddleston, and Mr. Ash:

H. B. No. 271, A bill to be entitled "An Act providing that any person or association of persons shall have the right to sell farm products or produce raised upon property controlled by any person or association of persons from house to house in any city in this State (Texas), fixing a penalty, and declaring an emergency."

Referred to Committee on Agriculture.

By Mr. Colson:

H. B. No. 272, A bill to be entitled "An Act making it unlawful to shoot at or kill any wild deer, squirrel, or quail in Montgomery County; providing a penalty, and declaring an emergency."

Referred to Committee on Game and Fisheries.

By Mr. Olsen (by request):

H. B. No. 273, A bill to be entitled "An Act providing for the organization and incorporation of co-operative benefit associations, and declaring the policy of the State thereon; and providing who may incorporate such associations; and providing for filing of articles of incorporation; and providing for the amending articles of incorporation; and providing for appropriate by-laws of such associations; and providing for election of directors and officers; and providing for issuing benefit and/or membership certificates by such an association, etc., and declaring an emergency."

Referred to Committee on Insurance.

By Mr. Colquitt, Mr. Collins, Mr. Reed of Dallas, Mr. Harris of Dallas, Mr. Stinson, and Mrs. Hughes:

H. B. No. 274, A bill to be entitled "An Act providing that it shall be unlawful for any person, firm, or corporation to sell, or to offer for sale, within the State of Texas, any goods, wares, and or merchandise manufactured, produced, or mined in States other than Texas, wholly or in part, by convicts or prisoners in penal and/or reformatory institutions except convicts or prisoners on parole or probation; providing penalties, and declaring an emergency."

Referred to Committee on Labor.

By Mr. Canon, Mr. Aikin, Mr. Hodges, Mr. Morris, Mr. Bradbury, Mr. Adamson, Mr. Waggoner, and Mr. Moffett:

H. B. No. 275, A bill to be entitled "An Act to amend Section 5 of Chapter 88 of the Acts of the Second Called Session of the Forty-first Legislature, relating to the licensing of motorcycles, side cars, and passenger motor vehicles, providing a license fee therefor, fixing an effective date of this Act, and declaring an emergency."

Referred to Committee on Highways and Motor Traffic.

By Mr. Good:

H. B. No. 276, A bill to be entitled "An Act to amend Article 4727 of the Revised Civil Statutes of Texas, prohibiting directors and officers of insurance companies transacting business in this State from being interested in investment and loans made by the company; prohibiting life insurance companies to acquire property from or make loans to relatives of directors and officers, and declaring an emergency."

Referred to Committee on Insurance.

By Mr. Good and Mr. Steward:

H. B. No. 277, A bill to be entitled "An Act amending Articles 6205, 6208, 6220, 6221, 6226, and re-enacting Article 6214, providing for the payment of pensions to indigent Confederate soldiers or sailors, and their widows; providing for the payment of such pensions to indigent Confederate soldiers or sailors and indigent widows of Confederate soldiers or sailors who have been bona fide residents of this State since January 1, 1921, and who were married to such Confederate soldiers or sailors prior to January 1,

1885, and to indigent widows of Confederate soldiers or sailors prior to January 1, 1921, and who lived with such Confederate soldiers or sailors continuously for at least ten (10) years prior to January 1, 1931, and immediately prior to the death of such soldiers or sailors, etc., and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Tarwater:

H. B. No. 278, A bill to be entitled "An Act ratifying and confirming a compact entered into by and between representatives of the State of Texas and the State of New Mexico, authorized by Act of the Regular Session of the Forty-second Legislature, and approved by the Governor on May 27, 1931, as shown in Chapter 251, Acts of the Forty-second Legislature, and declaring an emergency."

Referred to Committee on Education.

By Mr. Russell and Mr. Frazer:

H. B. No. 279, A bill to be entitled "An Act to amend Section 28, House Bill No. 256, Acts of the Regular Session of the Forty-third Legislature, providing for the administration of the funds appropriated herein by the State Board of Education and State Superintendent of Public Instruction, appropriating three hundred thousand dollars (\$300,000) to pay claims created against the Rural Aid Fund for the fiscal year ending August 31, 1934, etc., and declaring an emergency."

Referred to Committee on Appropriations.

By Mr. Rogers:

H. B. No. 280, A bill to be entitled "An Act to amend Article 2846 and Article 2854 of the Revised Civil Statutes of Texas (1925), relating to the printing, engraving, and binding and furnishing of text-books."

Referred to Committee on Education.

By Mr. Jefferson and Mr. Lemens:

H. B. No. 281, A bill to be entitled "An Act to amend Article 4629 of the Revised Civil Statutes of Texas, 1925, relating to grounds for divorce, and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. Roach of Hunt, Mr. Davison of Eastland, Mr. Morris, and Mr. Smith:

H. B. No. 282, A bill to be entitled "An Act defining unfair price discrimination and unfair price competition, declaring the same to be misdemeanors, and fixing penalties for violations."

Referred to Committee on Commerce and Manufactures.

By Mr. Hankamer, Mr. Clayton, Mr. Jefferson, Mr. Shofner, Mr. Jackson, and Mr. McKee:

H. B. No. 283, A bill to be entitled "An Act to amend Article 5155 of Chapter 3 of the 1925 Revised Civil Statutes of Texas, as amended by House Bill No. 722, Chapter 217, Acts of the Regular Session of the Forty-third Legislature, relating to the payment of wages, and declaring an emergency."

Referred to Committee on Labor.

By Mr. Roach of Hunt:

H. B. No. 284, A bill to be entitled "An Act to amend Articles 1847 and 1848, Chapter 3, Title 39, Revised Civil Statutes of Texas of 1925, as amended by the Act of the Forty-second Legislature, Chapter 64, Senate Bill No. 60, approved April 21, 1931, providing for the filing of records in the Courts of Civil Appeals in the order received by the clerk of that court, for setting cases for submission, for notifying parties of the date of filing of the records, the date set for hearing, fixing the time and manner of filing brief, and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. Roach of Hunt:

H. B. No. 285, A bill to be entitled "An Act to amend Article 2190, Revised Civil Statutes of 1925, Title 42, Chapter 8, as amended by the Acts of the Forty-second Legislature, Regular Session, page 120, Senate Bill No. 95, by adding the following words: 'based upon any cause of action or defense pleaded and sustained by evidence and a jury trial thereon shall be deemed waived,' and by striking out the following words: 'regardless of whether the submission of such issue was requested by the complaining party,' and declaring an emergency."

Referred to Committee on Judiciary.

By Mr. McConnell:

H. B. No. 286, A bill to be entitled "An Act to create a Bureau of Identification, investigation, statistics, and finger printing in and for the State of Texas; defining the powers and duties thereof; defining the duties of district and county attorneys, rangers, sheriffs, police officials, constables, and other officers in regard thereto, and declaring an emergency."

Referred to Committee on State Affairs.

By Mr. Settle:

H. B. No. 287, A bill to be entitled "An Act amending Section 2, subsection 1, of Article 7057a of the Revised Civil Statutes of Texas, 1925, same being Section 2, subsection 1, Chapter 162, Acts of the Forty-third Legislature, 1933, as amended by Acts of the First Called Session of the Forty-third Legislature, 1933, Chapter 12, Section 1, levying an occupation tax upon the occupation of producing petroleum oil within this State, and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. Settle and Mr. Davison of Fisher:

H. B. No. 288, A bill to be entitled "An Act amending Section 3 of Article 7047b of the Revised Civil Statutes of the State of Texas of 1925, levying a tax of one-fifth (1/5) of one cent (1c) for each one thousand cubic feet of natural gas produced in this State in the form of an occupation tax, and declaring an emergency."

Referred to Committee on Revenue and Taxation.

By Mr. Davis, Mr. Bradbury, Mr. Davison of Fisher, Mr. Settle, Mr. Lindsey, Mr. Jones of Runnels, Mr. Crossley, Mr. Jones of Atascosa, Mr. Lotief, and Mr. Hyder:

H. B. No. 289, A bill to be entitled "An Act to provide that each fire and marine insurance company, fire, lightning, hail, and storm insurance company, fire and storm insurance company, hail insurance company, tornado insurance company, or other insurance company insuring against the loss of personal or real property, which is subject to taxation, be required to pay taxes, penalties, and

interest on properties destroyed while insurance is in effect thereon before the sum due under the policy is paid to the beneficiary, etc., and declaring an emergency."

Referred to Committee on Insurance.

HOUSE JOINT RESOLUTION ON FIRST READING

The following House joint resolution, introduced today, was laid before the House, read first time and referred to the appropriate committee, as follows:

By Mr. Canon, Mr. Aikin, Mr. Bergman, Mr. Morris, Mr. Jones of Wise, Mr. Frazer, and Mr. Roach of Hunt:

H. J. R. No. 27, Proposing an amendment to the Constitution of the State of Texas by amending Section 2 of Article III, so as to provide the number of Senators and members of the House of Representatives; providing that the House of Representatives shall consist of four members for each Congressional District in Texas, as now apportioned, and as may hereafter be apportioned, and that an apportionment putting into effect the provisions of this Act shall be made at the first Regular Session of the Legislature after the adoption of this amendment, etc.

Referred to Committee on Constitutional Amendments.

RESOLUTIONS SIGNED BY THE SPEAKER

The Speaker signed, in the presence of the House, after giving due notice thereof and their captions had been read severally, the following enrolled resolutions:

S. C. R. No. 8, Inviting the Hon. Hal Sevier to address the Legislature.

H. C. R. No. 16, Making certain recommendation to the United States Department of Agriculture in regard to acreage to be planted in rice.

BILL RECOMMITTED

Mr. Payne moved that House Bill No. 92, reported adversely, with a minority favorable report, be recommitted to the Committee on Appropriations.

The motion prevailed.

MEMORIALIZING CONGRESS IN REGARD TO PUBLIC IMPROVEMENTS

Mr. Farmer offered the following resolution:

H. C. R. No. 20, Memorializing Congress to enter a law whereby the States may use a part of the credit given to the United States in obtaining money to give employment to the unemployed and the carrying on of great public improvements without the high rate of interest being charged to obtain money.

Whereas, Our country is in a very deplorable condition, financially, and millions of our fellow citizens are unemployed and have not the opportunity to enter into employment in any gainful trade, whereby they may obtain the mere means of existence; and

Whereas, Our Federal Government has unitized in it the credit of all the States, and under the Constitution is clothed with the power to coin money and issue currency; and

Whereas, The great State of Texas, with a six-million population, is entitled to the enjoyment of a part of this credit, and has within her bounds tens of thousands of unemployed, who are now suffering, and will continue to suffer, for the necessities of life; and

Whereas, The State of Texas has voted twenty million in bonds to give a measure of relief to these unemployed, and there is a great demand for more money, and the relief burden for these people is becoming too great for the State to continue to pay the high rate of interest on non-taxable bonds to the money lenders; and

Whereas, The currency of this country has been monopolized by the National banks and the Federal Reserve Bank under Federal law, and it is most difficult to obtain money without paying high interest and giving security of a kind that is hard to obtain; and

Whereas, The State of Texas, and all other sovereign States, should enjoy the use of a part of the credit which they have delegated to the Federal Government in order that these States may have money for the erection of great necessary public improvements from which revenue may be obtained to repay the loans; and

Whereas, There is still crying need for many public improvements, to the end that the unemployed may be given work, and especially that the people may have the beneficial enjoyment of additional improvements of many kinds in the reclamation of lands, the building of highways, bridges, storing of flood waters and many other things; and

Whereas, The employment of the idle will place purchasing power in their hands, and there will then be a salutary demand for the products of stock raising, agriculture, and our industries; and

Whereas, It is not necessary that the sovereign States should have to bear the burden of paying interest for money on their own credit by the issuance of bonds that bear high interest; therefore, be it

Resolved by the House of Representatives, the Senate concurring, That we do hereby memorialize the Congress of the United States of America to enact speedily a law whereby the different States may have the opportunity to borrow from the Federal Government and use money based on the bonds of each State, which bonds shall bear interest not exceeding one per cent (1%) to pay for the accounting and printing of said currency, money for the building of roads and bridges, the reclamation of lands, conservation of soil, storing of flood waters and various other necessary public improvements within their territory to the end that thousands of men may be given employment; and be it further

Resolved, That we petition the Congress of the United States to provide by law that such money may be paid back in from thirty (30) to forty (40) years, payable one-thirtieth (1/30th) to one-fortieth (1/40th) each year for the said period, to be paid out of the revenues of the public improvements to be erected. We further show the Congress of the United States that by this method we will save an enormous amount of interest, give employment to thousands of idle men that is much needed, and obtain speedily these public improvements.

The Chief Clerk of the House of Representatives, conferring with the Secretary of the Senate, is hereby directed to send certified copies of this memorial to each of the United States Senators and Congressmen from the State of Texas, one to the

President of the United States, one to the Vice President, one to the Speaker of the United States House of Representatives.

The resolution was read second time.

On motion of Mr. Farmer, the resolution was referred to Committee on Federal Relations.

HOUSE BILL NO. 26 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 26, A bill to be entitled "An Act prohibiting the taking of minnows for the purpose of sale from certain waters of Panola County; prohibiting the transportation by any one person at one time of more than one hundred and twenty-five (125) minnows beyond the borders of Panola County; providing a penalty, and declaring an emergency."

The bill was read second time, and was passed to engrossment.

HOUSE BILL NO. 26 ON THIRD READING

Mr. Alsup moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 26 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—126

Adamson	Davis
Adkins	Davison of Fisher
Aikin	Davissou
Ash	of Eastland
Atchison	Dunlap of Hays
Bergman	Dunlap of Kleberg
Bourne	Duvall
Bradford	Dwyer
Broyles	England
Burton	Fain
Butler of Karnes	Farmer
Cagle	Fisher
Caldwell	Fitzwater
Calvert	Ford
Canon	Fox
Clayton	Frazer
Collins	Fuchs
Colquitt	Gibson
Colson	Glass
Cooper	Good
Craddock	Graves
Crossley	Gray

Hankamer	Olsen
Harris of Archer	Padgett
Harris of Dallas	Palmer
Hartzog	Patterson
Head	Payne
Herzik	Petsch
Hodges	Pope
Hofheinz	Quinn
Holland	Reed of Bowie
Hoskins	Reed of Dallas
Howard	Riddle
Huddleston	Roach of Hunt
Hughes	Roach of Angelina
Hunt	Roane
Hyder	Roark
Jackson	Roberts
James	Rogers
Jones of Atascosa	Russell
Jones of Falls	Rutta
Jones of Runnels	Scarborough
Jones of Shelby	Settle
Jones of Wise	Shofner
King	Smith
Knetsch	Spears
Lange	Stanfield
Lanning	Steward
Latham	Stinson
Leath	Stovall
Lindsey	Tarwater
Lotief	Thornton
Lucas	Tillery
Luker	Venable
McCalla	Waggoner
McConnell	Walker
McFarland	Wells
Moffett	Westfall
Moore	Wood of Harrison
Morris	Wood of Montague
Morrison	Worley
Morse	Young
Newton	Youngblood
Nicholson	

Present—Not Voting

Hardin

Absent

Alexander	Hill
Alsup	Hunter
Beck	Jefferson
Bradbury	Keefe
Butler of Brazos	Lemens
Cowley	Leonard
Daniel	Mauritz
Dickison	McKee
Dunagan	Tennyson
Greathouse	

Absent—Excused

Celaya

Reader

The Speaker then laid House Bill No. 26 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—123

Adamson	Jones of Runnels
Aikin	Jones of Shelby
Alexander	Jones of Wise
Ash	King
Atchison	Knetsch
Bergman	Lange
Bourne	Lanning
Bradbury	Latham
Bradford	Leath
Broyles	Lindsey
Burton	Lotief
Butler of Karnes	Lucas
Cagle	Luker
Caldwell	McCalla
Calvert	McConnell
Canon	McFarland
Clayton	McKee
Collins	Moffett
Colquitt	Moore
Colson	Morrison
Cooper	Morse
Craddock	Newton
Crossley	Nicholson
Davison of Fisher	Olsen
Davison of Eastland	Padgett
Dunlap of Hays	Palmer
Dunlap of Kleberg	Patterson
Duvall	Payne
Dwyer	Petsch
England	Pope
Fain	Quinn
Fisher	Reed of Bowie
Fitzwater	Reed of Dallas
Ford	Roach of Hunt
Fox	Roach of Angelina
Frazer	Roark
Fuchs	Roberts
Gibson	Rogers
Glass	Russell
Good	Rutta
Graves	Settle
Gray	Shofner
Hankamer	Smith
Harris of Archer	Spears
Harris of Dallas	Stanfield
Hartzog	Steward
Head	Stinson
Herzik	Stovall
Hodges	Tarwater
Hofheinz	Tennyson
Holland	Thornton
Hoskins	Tillery
Howard	Venable
Huddleston	Waggoner
Hughes	Walker
Hunt	Wells
Hyder	Westfall
Jackson	Wood of Harrison
James	Wood of Montague
Jones of Atascosa	Worley
Jones of Falls	Young
	Youngblood

Nay—1

Farmer

Absent

Adkins	Hill
Alsop	Hunter
Beck	Jefferson
Butler of Brazos	Keefe
Cowley	Lemens
Daniel	Leonard
Davis	Mauritz
Dickison	Morris
Dunagan	Riddle
Greathouse	Roane
Hardin	Scarborough

Absent—Excused

Celaya Reader

MESSAGE FROM THE SENATE

Senate Chamber,
Austin, Texas, January 24, 1935.
Hon. Coke Stevenson, Speaker of the
House of Representatives.

Sir: I am directed by the Senate to inform the House that the Senate has adopted

S. C. R. No. 9, Memorializing Congress in the allotment of funds.

The Senate has passed

S. B. No. 81, A bill to be entitled "An Act amending Article 4204 of the Revised Civil Statutes of 1925, by adding thereto a provision authorizing guardians of estates owning real estate which has been foreclosed upon to file an application to the court for authority to convey said real estate to former owner and mortgage debtor thereof who is eligible for a loan thereon from the Home Owners Loan Corporation, the Federal Land Bank or any other entity, corporation or agency now created, or hereafter to be created, by any Act or Acts of Congress or of the State of Texas, and declaring an emergency."

S. B. No. 91, A bill to be entitled "An Act to amend Article 4941, Revised Civil Statutes of 1925, and declaring an emergency."

S. B. No. 92, A bill to be entitled "An Act to amend Article 392, Revised Civil Statutes of 1925, and declaring an emergency."

S. B. No. 93, A bill to be entitled "An Act amending Article 5006 of the Revised Civil Statutes, 1925, amended by Acts of 1933, Forty-third Legislature, page 851, Chapter 242, and declaring an emergency."

S. B. No. 94, A bill to be entitled "An Act to amend Article 4766, Revised Civil Statutes of 1925, as amended Acts of 1929, Forty-first Legislature, page 497, Chapter 237, and declaring an emergency."

S. B. No. 95, A bill to be entitled "An Act to amend Article 416, Revised Civil Statutes of 1925, as amended Acts of 1929, Forty-first Legislature, First Called Session, page 48, Chapter 17, and declaring an emergency."

S. B. No. 96, A bill to be entitled "An Act to amend Article 4725 of the Revised Civil Statutes of 1925, as amended Acts 1931, Forty-second Legislature, page 256, Chapter 153, and declaring an emergency."

S. B. No. 98, A bill to be entitled "An Act to amend Article 4993, Revised Civil Statutes of 1925, and declaring an emergency."

S. B. No. 99, A bill to be entitled "An Act to amend Acts of 1933, General Laws, Forty-third Legislature, Regular Session, Chapter 160, page 406, and declaring an emergency."

H. B. No. 226, A bill to be entitled "An Act amending House Bill No. 49, Chapter 23, enacted by the First Called Session of the Forty-second Legislature, and brought forward in the codification of the statutes as Section 124 of Article 199, Revised Statutes; creating the One Hundred and Twenty-fourth Judicial District to be constituted of Gregg County, Texas, only, and declaring an emergency."

Respectfully,

BOB BARKER,
Secretary of the Senate.

HOUSE BILL NO. 135 ON SECOND READING

The Speaker laid before the House, on its second reading and passage to engrossment,

H. B. No. 135, A bill to be entitled "An Act to amend Section 1 of an Act passed by the Forty-third Legislature of the State of Texas, and being Senate Bill No. 561, Chapter 160, and published at length in the General Laws, Regular Session of the Forty-third Legislature, at pages 406 to 407, etc., and declaring an emergency."

The bill was read second time.

On motion of Mr. Alsup, further consideration of the bill was postponed until 11 o'clock a. m., next Tuesday.

HOUSE BILL NO. 217 ON SECOND READING

On motion of Mr. Russell, the Twenty-four Hour House Rule, relative to the consideration of printed bills, was suspended for the purpose of considering, at this time, House Bill No. 217.

The Speaker then laid before the House, on its second reading and passage to engrossment,

H. B. No. 217, A bill to be entitled "An Act granting to G. W. Witt of Cookville, Titus County, Texas, permission to bring suit against the State of Texas and the State Highway Department in the District Court of Titus County, Texas, for damages sustained to his property and improvements and grass and crops, and permanent damages to his land, on account of fire destruction of meadow and improvements, etc., and declaring an emergency."

The bill was read second time.

Mrs. Hughes offered the following committee amendment to the bill:

Amend House Bill No. 217, Section 2, by striking out "Titus County" and inserting in lieu thereof "Travis County."

On motion of Mr. Russell, the committee amendment was tabled.

House Bill No. 217 was then passed to engrossment.

HOUSE BILL NO. 217 ON THIRD READING

Mr. Russell moved that the constitutional rule, requiring bills to be read on three several days, be suspended, and that House Bill No. 217 be placed on its third reading and final passage.

The motion prevailed by the following vote:

Yeas—131

Adamson	Beck
Adkins	Bergman
Aikin	Bourne
Alexander	Bradford
Alsup	Broyles
Ash	Burton
Atchison	Butler of Brazos

Butler of Karnes	King
Cagle	Knetsch
Caldwell	Lanning
Calvert	Latham
Canon	Leath
Collins	Lemens
Colquitt	Leonard
Colson	Lindsey
Cooper	Lotief
Cowley	Lucas
Craddock	Luker
Daniel	McConnell
Davis	McFarland
Davison of Fisher	McKee
Davisson	Moffett
of Eastland	Moore
Dunagan	Morris
Dunlap of Hays	Morrison
Dunlap of Kleberg	Morse
Duvall	Newton
Dwyer	Nicholson
Fain	Olsen
Farmer	Padgett
Fisher	Palmer
Fitzwater	Patterson
Ford	Payne
Fox	Petsch
Frazer	Pope
Fuchs	Quinn
Gibson	Reed of Bowie
Glass	Reed of Dallas
Good	Roach of Hunt
Gray	Roach of Angelina
Greathouse	Roane
Hankamer	Roark
Hardin	Roberts
Harris of Archer	Rogers
Harris of Dallas	Russell
Hartzog	Rutta
Head	Scarborough
Herzik	Settle
Hill	Smith
Hodges	Stanfield
Hofheinz	Steward
Holland	Stinson
Hoskins	Stovall
Howard	Tarwater
Huddleston	Thornton
Hughes	Tillery
Hunt	Venable
Hunter	Waggoner
Hyder	Walker
Jackson	Wells
James	Westfall
Jones of Atascosa	Wood of Harrison
Jones of Falls	Wood of Montague
Jones of Runnels	Worley
Jones of Shelby	Young
Jones of Wise	Youngblood

Nays—2

Graves	McCalla
	Absent
Bradbury	Crossley
Clayton	Dickison

England	Riddle
Jefferson	Shofner
Keefe	Spears
Lange	Tennyson
Mauritz	

Absent—Excused

Celaya	Reader
--------	--------

The Speaker then laid House Bill No. 217 before the House on its third reading and final passage.

The bill was read third time, and was passed by the following vote:

Yeas—128

Adamson	Hartzog
Adkins	Head
Aikin	Hill
Alexander	Hodges
Alsup	Hofheinz
Ash	Holland
Atchison	Hoskins
Beck	Howard
Bergman	Huddleston
Bourne	Hughes
Bradford	Hunt
Broyles	Hunter
Burton	Hyder
Butler of Brazos	Jackson
Butler of Karnes	James
Caldwell	Jefferson
Calvert	Jones of Atascosa
Canon	Jones of Falls
Collins	Jones of Runnels
Colquitt	Jones of Wise
Colson	King
Cooper	Knetsch
Cowley	Lanning
Craddock	Latham
Daniel	Leath
Davis	Lemens
Davison of Fisher	Leonard
Davisson	Lindsey
of Eastland	Lotief
Dunagan	Lucas
Dunlap of Hays	Luker
Dunlap of Kleberg	Mauritz
Duvall	McConnell
Dwyer	McFarland
England	McKee
Farmer	Moffett
Fisher	Moore
Fitzwater	Morris
Fox	Morrison
Frazer	Morse
Fuchs	Newton
Gibson	Nicholson
Glass	Padgett
Good	Palmer
Gray	Patterson
Greathouse	Payne
Hankamer	Petsch
Hardin	Pope
Harris of Archer	Quinn
Harris of Dallas	Reed of Bowie

Roach of Hunt	Tarwater
Roach of Angelina	Tennyson
Roane	Thornton
Roark	Tillery
Roberts	Venable
Rogers	Waggoner
Russell	Walker
Rutta	Wells
Scarborough	Westfall
Settle	Wood of Harrison
Smith	Wood of Montague
Stanfield	Worley
Steward	Young
Stinson	Youngblood
Stovall	

Nays—6

Cagle	Graves
Fain	McCalla
Ford	Olsen

Absent

Bradbury	Keefe
Clayton	Lange
Crossley	Reed of Dallas
Dickison	Riddle
Herzik	Shofner
Jones of Shelby	Spears

Absent—Excused

Celaya	Reader
--------	--------

SENATE BILLS ON FIRST READING

The following Senate bills, received from the Senate today, were laid before the House, read severally first time, and referred to the appropriate committess, as follows:

Senate Bill No. 81, to the Committee on Judiciary.

Senate Bills Nos. 91, 92, 93, 94, 95, 96, 98, and 99, to the Committee on State Affairs.

HOUSE BILL NO. 197 ON SECOND READING

On motion of Mr. Moffett, the Twenty-four Hour House Rule, relative to the consideration of printed bills, was suspended for the purpose of considering, at this time, House Bill No. 197.

The Speaker then laid before the House, on its second reading and passage to engrossment,

H. B. No. 197, A bill to be entitled "An Act to promote and make practical the conservation and timely utilization of the natural resources of the State in compliance with the intent and command of Section 59 of

Article XVI of the Constitution; and to meet the emergency created by the request of the Federal Government that the State make immediate provision, under warrant of law, whereby there may be desirable co-ordination between plans for improvements in Texas by the Federal Government, by means of expenditures to be made by the 'National Resources Board,' and other Federal agencies, and such improvements as hereafter may need to be provided by the agencies of the State, etc., and declaring an emergency."

The bill was read second time.

(Pending consideration of the bill, Mr. Harris of Dallas occupied the Chair temporarily.)

(Speaker in the Chair.)

Mr. Russell offered the following amendment to the bill:

Amend House Bill No. 197 by striking out all of Section 2 and inserting in lieu thereof the following: :

"Section 2. A board is hereby created and established, which shall be known as 'The Texas Planning Board,' which board shall expire on June 1, 1937. This board shall consist of seven members, one of whom shall be the Secretary of State as an ex-officio thereof, and six others, who shall be citizens of the State, appointed by the Governor, with the advice and consent of two-thirds of the Senate, for terms as hereinafter set forth. Upon the passage of this, the Governor shall appoint six members of the board, who shall serve during the period for which the board is created. The Governor shall also fill any vacancies which may occur on the board for the unexpired portion of the term. The Governor shall designate one member of the board as chairman. Before entering upon the discharge of his duties, each member of the board shall qualify by taking the oath required by the Constitution and laws of this State."

RUSSELL,
KNETSCH.

Mr. Lindsey offered the following amendment to the amendment by Mr. Russell:

Amend Russell amendment by striking out "1937" and inserting in lieu thereof "1941."

The amendment to the amendment was adopted.

Mr. Venable moved that further consideration of the bill be postponed until 10 o'clock a. m., Monday.

Mr. Moffett moved to table the motion by Mr. Venable.

The motion to table prevailed.

Question recurring on the amendment by Mr. Russell, as amended, it was adopted.

Mr. Aikin offered the following amendment to the bill:

Amend House Bill No. 197, page 5, line 25, by striking out the words and figures "\$12,000" and substitute in lieu thereof the words and figures "\$6,000."

Question—Shall the amendment by Mr. Aikin be adopted?

BILLS ORDERED NOT PRINTED

On motion of Mr. Duvall, Senate Bills Nos. 91, 92, 93, 94, 95, 96, 98, and 99 were ordered not printed.

ADDITIONAL SIGNERS OF HOUSE BILLS

By unanimous consent of the House, the name of Mr. Newton was added to House Bill No. 4 as one of the signers of same.

By unanimous consent of the House, the name of Mr. Smith was added to House Bills Nos. 208, 209, 210, 211, 212, 213, 214, and 274 as one of the signers of same.

By unanimous consent of the House, the name of Mr. Padgett was added to House Bills Nos. 39 and 54 as one of the signers of same.

By unanimous consent of the House, the name of Mr. Morris was added to House Bills Nos. 284 and 285 as one of the signers of same.

ADJOURNMENT

Mr. Hyder moved that the House adjourn until 10 o'clock a. m., tomorrow.

Mr. Alexander moved that the House recess until 2 o'clock p. m., today.

Question first recurring on the motion of Mr. Hyder, it prevailed, and the House, accordingly, at 12 o'clock m., adjourned until 10 o'clock a. m., tomorrow.

APPENDIX

STANDING COMMITTEE REPORTS

The following committees have filed favorable reports on bills, as follows:

Criminal Jurisprudence: House Bills Nos. 35, 52, and 200.

Counties: House Bills Nos. 53, 164, 229, 252, and 159.

Labor: House Bills Nos. 10, 30, 31, 75, 115, 155, and 156.

State Affairs: Senate Bills Nos. 91, 92, 93, 94, 95, 96, 98, and 99.

Appropriations: House Bills Nos. 87 and 88.

The Committee on Criminal Jurisprudence filed an adverse report on House Bill No. 22.

The Committee on Appropriations filed an adverse report on House Bill No. 92.

REPORTS OF THE COMMITTEE ON ENGROSSED BILLS

Committee Room,

Austin, Texas, January 24, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 217, A bill to be entitled "An Act granting to G. W. Witt of Cookville, Titus County, Texas, permission to bring suit against the State of Texas and the State Highway Department in the District Court of Titus County, Texas, for damages sustained to his property and improvements and grass and crops, and permanent damages to his land, on account of fire destruction of meadow and improvements, etc., and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

HODGES, Chairman.

Committee Room,

Austin, Texas, January 24, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Engrossed Bills, to whom was referred

H. B. No. 26, A bill to be entitled "An Act prohibiting the taking of minnows for the purpose of sale from certain waters of Panola County; prohibiting the transportation by any one person at one time of more than one hundred and twenty-five (125) minnows beyond the borders of Panola County; providing a penalty, and declaring an emergency,"

Has carefully compared same, and finds it correctly engrossed.

CANON, Vice-Chairman.

REPORT OF THE COMMITTEE ON ENROLLED BILLS

Committee Room,

Austin, Texas, January 23, 1935.

Hon. Coke Stevenson, Speaker of the House of Representatives.

Sir: Your Committee on Enrolled Bills, to whom was referred

H. C. R. No. 16, Recommending to the Department of Agriculture acreage to be planted in rice,

Has carefully compared same, and finds it correctly enrolled.

ATCHISON, Chairman.

FOURTEENTH DAY

(Friday, January 25, 1935)

The House met at 10 o'clock a. m., pursuant to adjournment, and was called to order by Speaker Stevenson.

The roll was called, and the following members were present:

Mr. Speaker	Dwyer
Adamson	England
Adkins	Fain
Aikin	Farmer
Alexander	Fisher
Alsup	Fitzwater
Ash	Ford
Atchison	Fox
Bergman	Frazer
Bourne	Fuchs
Bradbury	Gibson
Bradford	Glass
Broyles	Good
Burton	Graves
Butler of Brazos	Gray
Butler of Karnes	Hankamer
Cagle	Hardin
Caldwell	Harris of Archer
Calvert	Harris of Dallas
Canon	Hartzog
Clayton	Head
Collins	Herzik
Colquitt	Hill
Colson	Hodges
Cooper	Hofheinz
Cowley	Holland
Craddock	Hoskins
Crossley	Howard
Daniel	Huddleston
Davis	Hughes
Davison of Fisher	Hunt
Davisson	Hunter
of Eastland	Hyder
Dickison	Jackson
Dunagan	James
Dunlap of Hays	Jefferson
Dunlap of Kleberg	Jones of Atascosa
Duvall	Jones of Falls